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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/038,983	03/12/1998	MASANORI WAKAI	35.C12644	9035

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[REDACTED] EXAMINER

OPIE, GEORGE L

[REDACTED] ART UNIT

[REDACTED] PAPER NUMBER

2151

DATE MAILED: 03/19/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)	
	09/038,983	Wakai et al.	
	Examiner George L. Opie	Art Unit 2151	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

#### Status

1)  Responsive to communication(s) filed on 18 January 2002.

2a)  This action is FINAL.                  2b)  This action is non-final.

3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

4)  Claim(s) 1, 3-14, 16-27, 29, 30, 32-36, 39-41, 44, 46-57, 59-70, 72, 73, 75-79, 82-84, and 87 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5)  Claim(s) \_\_\_\_\_ is/are allowed.

6)  Claim(s) 1, 3-14, 16-27, 29, 30, 32-36, 39-41, 44, 46-57, 59-70, 72, 73, 75-79, 82-84, and 87 is/are rejected.

7)  Claim(s) \_\_\_\_\_ is/are objected to.

8)  Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

9)  The specification is objected to by the Examiner.

10)  The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.

11)  The proposed drawing correction filed on \_\_\_\_\_ is: a)  approved b)  disapproved.

12)  The oath or declaration is objected to by the Examiner.

#### Priority under 35 U.S.C. § 119

13)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

a)  All b)  Some \* c)  None of the CERTIFIED copies of the priority documents have been:

1.  received.

2.  received in Application No. (Series Code / Serial Number) \_\_\_\_\_.

3.  received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

14)  Acknowledgement is made of a claim for domestic priority under 35 U.S.C. & 119(e).

**Attachment(s)**

14)  Notice of References Cited (PTO-892)  
15)  Notice of Draftsperson's Patent Drawing Review (PTO-948)  
16)  Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_.  
17)  Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_.  
18)  Notice of Informal Patent Application (PTO-152)  
19)  Other: Text Doc for USP6,185,625

U.S. Patent and Trademark Office  
PTO-326 (Rev. 3-98)

**Office Action Summary**

Part of Paper No. 14

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## DETAILED ACTION

The request filed on 18 January 2002 for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) based on parent Application No. 09/038,983 is acceptable and a CPA has been established. An action on the CPA follows.

1. Applicant's Amendment B, filed 11 October 2001, has been entered. Claims 1, 3-14, 16-27, 29-30, 32-36, 39-41, 44, 46-57, 59-70, 72-73, 75-79, 82-84, and 87 are pending.

2. **Claim Rejections - 35 U.S.C. § 103**

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1, 44, and 87 are rejected under 35 U.S.C. § 103(a) as being unpatentable over the Admitted Prior Art (Application background, p1-4, hereinafter referred to as APA) in view of Jois et al. (U.S. Patent 6,112,242).

As to claim 1, the APA teaches an information processing apparatus (personal computer) comprising:

first output processing means (PC ... display device) for performing one of a plurality of types of output processing (display) as a first output processing operation on the information entered at said input means (electronic information) data selection means (editing application) for selecting one of the hysteresis data from the storage means (stored hysteresis data 24).

The APA does not explicitly disclose the additional limitations detailed below.

Jois teaches input means (devices 330, such as a keyboard, p4 27-33) for entering information (Web page, Id.)

storage means (client's local storage 310, p4 50 – p5 9) for storing output information (locally cached Web pages, Id.) which has been output by the first output processing means (Web page is displayed by client 300 on a display 320, p4 27-33) with the type of the first output processing as hysteresis data for the first output processing operation (page ... copy from the cache is retrieved, p4 50 – p5 9)

output processing selection means (browser, Id.) for selecting one of a plurality of types of output processing (run a program, abstract) which

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is different from the first output processing (back page ... and run another program or input new data, p4 50 – p5 9) as a second output processing operation (client ... send input to modify a database, p3 25-30) and

second output processing means (server, Id.) for performing the second output processing operation on the output information (up-to-date report is displayed on the client, Id.) contained in the hysteresis data selected by the data selection means (database results, Id.).

It would have been obvious to combine Jois with the APA because the capability to go back to a cached web page and edit that page saves time and resources by retrieving the page (including previous input to the page) so that the page/data does not have to be completely recalled/reconstructed.

As to claim 44, note the rejection of claim 1 above. Claim 44 is the same as claim 1, except claim 44 is a method claim and claim 1 is an apparatus claim.

As to claim 87, note the rejection of claim 1 above. Claim 87 is the same as claim 1, except claim 87 is a computer program product claim and claim 1 is an apparatus claim.

4. Claims 3-8, 11-14, 19-27, 29-30, 39-41, 46-51, 54-57, 62-70, 72-3, and 82-84 are rejected under 35 U.S.C. § 103(a) as being unpatentable over the APA and Jois as applied to claims 1, 44, and 87, respectively, and further in view of Moran et al. (U.S. Patent 5,786,814).

As to claims 3-8, 11-14, 19-27, 29-30, and 39-41, the APA teaches storage means that stores associated information and an operation that was performed as hysteresis data (Fig. 1A, with an editing application ... hysteresis data for operations ... can be stored) operation entry means manipulated by a user (operations ... performed by a user) and storing the hysteresis data (address information) in correlation with an object (home page) in a process (server) other than a process performed by the processing means (PC) and an instruction to another apparatus to print (data are printed via a server 25).

The APA does not explicitly disclose the additional limitations detailed below. Moran teaches analyzation means (analyzed to identify events, p15 l43-47) reception means for receiving an instruction from a user (user interface for controlling playback of temporal data, p4 l43-56) detection means (getType, p8 l13).

Also, Moran teaches a "history list ... is timestamped and is associated with an object", p25 l26-38 which corresponds to the associated information includes: information concerning time for execution, a location for execution, an apparatus for execution, and an object for execution.

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Moran further teaches designation means (control events, p30 l12-49) determines the storage for each operation/object (off record ... on record, Id.).

Additionally, Moran teaches control means (session access device, p5 l6-24 based on the hysteresis data (utilizes event information, Id.) reperformance or cancellation of the process (playback ... or a deletion event, Id.) and a plurality of function units (Capture Devices, p7 l50) acquisition means (calls to Session objects, p8 l n26) with display of the hysteresis data (stored data).

It would have been obvious to combine Moran's teachings with the APA as modified by Jois because the event replay system as taught by Moran facilitates the correlative control of data/operations which would enable an efficacious duplication of selected information/processing, Moran p5 l6-24.

As to claim 20, "Official Notice" is taken that an object includes information of the recited types is well known in the art (MPEP2144.03). It would have been obvious to equip the object with the capacity to contain/convey data from a variety of sources because the degree to which an object handles information dictates the functionality of that object; thus, it would have been obvious to combine this extensive characteristic object data with the system of the APA as modified so that the users might enjoy the most extensible use of hysteresis data to enhance a wide range of application environments.

As to claim 25, "Official Notice" is taken that processes of the recited types are well known in the art (MPEP2144.03). It would have been obvious to incorporate the stipulated processes in the hysteresis system of the APA as modified because the recited functions are fundamentals requisite for basic computing operations.

As to claims 46-51, 54-7, 62-70, 72-3, 82-4, note the rejections of claims 3-8, 11-14, 19-27, 29-30, 39-41 above. Claims 46-51, 54-7, 62-70, 72-3, 82-4 are the same as claims 3-8, 11-14, 19-27, 29-30, 39-41, except claims 46-51, 54-7, 62-70, 72-3, 82-4 are method claims and claims 3-8, 11-14, 19-27, 29-30, 39-41 are apparatus claims.

5. Claims 9-10 and 52-3 are rejected under 35 U.S.C. § 103(a) as being unpatentable over the APA and Moran et al. as applied to claims 3 and 44 respectively, and further in view of Fukui et al. (U.S. Patent 5,918,222).

As to claims 9-10, Fukui teaches "a function of permitting to record and reproduce information transmitted by a user in an interactive operation with the apparatus", p11 l32-39 which corresponds to the associated information includes information concerning a person relative to an operation. Fukui continues by detailing that a "user demand is stored in a user history information table, and the same response form is employed when the same user accesses the agent in

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the same environment", p22 l19-33 which reads-on a person who has issued an instruction or has performed an operation.

It would have been obvious to combine the teachings of Fukui with the APA as modified because the correlating of a user with data processes provides a security control as well as an enhanced customized repeat/response system which suits a user's operations.

As to claims 52-3, note the rejections of claims 9-10 above. Claims 52-3 are the same as claims 9-10, except claims 52-3 are method claims and claims 9-10 are apparatus claims.

6. Claims 16-18 and 59-61 are rejected under 35 U.S.C. § 103(a) as being unpatentable over the APA and Moran et al. as applied to claims 3 and 46 respectively, and further in view of Barrett et al. (U.S. Patent 5,727,129).

As to claims 16-18, Barrett teaches "steps 28 and 32 review a history of past activities to identify associations and sequential patterns between accessed Web pages", which corresponds to the recitations regarding the associated hysteresis data and the concomitant correlative series of operations. It would have been obvious to combine Barrett's teachings with the APA as modified because the intelligent browser layer which provides pattern review produces a system such that "the user can more efficiently perform subsequent activities", Barrett p6 l6-15.

As to claims 59-61, note the rejections of claims 16-18 above. Claims 59-61 are the same as claims 16-18, except claims 59-61 are method claims and claims 16-18 are apparatus claims.

7. Claims 32-36 and 75-79 are rejected under 35 USC §103(a) as being unpatentable over the APA and Moran et al. as applied to claims 1 and 44 respectively, and further in view of Bristor (U.S. Patent 6,018,342).

As to claims 32-36, Bristor teaches the storage of hysteresis data (history database, p7 l27-47) in correlation with an object (user data, Id.) to be processed by the second processing means ("http://www.uspto.gov", p8 l56 – p9 l15) including a search for hysteresis data (recalls and regenerates the user data, p6 l27-45) and display of a list of hysteresis data that are searched (menu whose items are ... displayed, Id.) and a process for selecting specific hysteresis data (user then selects the previously generated user data, Id.) from the list of hysteresis data (list of descriptions, Id.) which includes re-performance of an operation (regenerate the previously generated c-shell command, Id.) corresponding to selected hysteresis data (actuating a virtual button associated, Id.) and the hysteresis data (information) includes the

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object (ls) to be input or to be processed (c-shell command). From Bristor's teachings, it would have been an obvious modification to perform an operation that differs from the selected hysteresis data as users frequently alter the commands out of history lists. It would have been obvious to combine the history menu mechanism as taught by Bristor with the APA as modified because the search and display features enable a user to efficiently regenerate operations.

As to claims 75-79, note the rejections of claims 32-36 above. Claims 75-79 are the same as claims 32-36, except claims 75-79 are method claims and claims 32-36 are apparatus claims.

8. The prior art of record and not relied upon is considered pertinent to the applicant's disclosure. Each reference disclosed below is relevant to one or more of the Applicant's claimed invention.

U.S. Patent No. 6185625 to Tso et al. which teaches the caching of user data in a server or network proxy system for reaccessing processed information;  
U.S. Patent No. 6,112,212 to Heitler which teaches the recalling of edits and modifications of network data that are stored on a server.

**9. Response to Applicant's Arguments:**

Applicant's remarks filed with Amendment B, have been considered but are deemed to be moot in view of the new grounds of rejection.

**10. Request for copy of Applicant's response on floppy disk:**

Please help expedite the prosecution of this application by including, along with your amendment response in paper form, an electronic file copy in WordPerfect, Microsoft Word, or in ASCII text format on a 3½ inch IBM format floppy disk.

Please include all pending claims along with your responsive remarks. Only the paper copy will be entered -- your floppy disk file will be considered a duplicate copy. Signatures are not required on the disk copy. The floppy disk copy is not mandatory; however, it will help expedite the processing of your application.

Your cooperation is appreciated.

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- Hand-delivered responses should be brought to Crystal Park Two, 2021 Crystal Drive, Arlington, VA., Sixth Floor (Receptionist). All hand-delivered responses will be handled and entered by the docketing personnel. Please do not hand deliver responses directly to the Examiner.
- Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist at **(703) 305-9600**.
- Any inquiry concerning this communication or earlier communications from the examiner should be directed to George Opie at (703) 308-9120 or via e-mail at [George.Opie@uspto.gov](mailto:George.Opie@uspto.gov). Internet e-mail should not be used where sensitive data will be exchanged or where there exists a possibility that sensitive data could be identified unless there is an express waiver of the confidentiality requirements under 35 U.S.C. 122 by the Applicant. Sensitive data includes confidential information related to patent applications.



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